

REMARKS

Claims 1-13, 21 and 22 have been previously canceled. Thus, claims 14-20 and 23-28 are currently pending and presented for examination. Applicants respectfully request reconsideration and allowance of the pending claims in view of the foregoing amendments and the following remarks.

Response to Rejections Under Section 112, Second Paragraph:

Claims 27 and 28 stand rejected under 35 U.S.C. 112, second paragraph. Applicants have amended claims 27 and 28 consistent with the request made in the Office Communication. Basis for the amendment may be found at least in paragraphs 34 and 35 of the US patent application publication of the present invention. Applicants respectfully submit that claims 27 and 28 in their present form are reasonably clear to one skilled in the art and therefore ask the Examiner to withdraw this basis of rejection. Moreover, the amendment should be entered being that no new issues have been introduced and it either places the claims in form ready for allowance or, alternatively, would simplify the issues, in the event an appeal were to become necessary.

Response to Rejections Under Section §102:

Claims 14-20 and 23-24 stand rejected under 35 U.S.C § 102(e), the Examiner arguing that these claims are anticipated by US patent number 6,915,482 (hereinafter Jellum).

MPEP §2131 provides that a claim is anticipated only if each and every element as set forth in the claim is found, either expressly or inherently described in a single prior art reference. The identical invention must be shown in as complete detail as contained in the claim. The elements must be arranged as required by the claim.

The Office Communication cites the following excerpt of Jellum (col. 5, line 35 et. seq.) as relevant in connection with the claimed invention:

Through the graphical user interface of the service, the user is allowed to enter his/hers peronalization (sic) data through the web band (180), and to activate transferring of the calculated unique ID and position information together with the URL reference of the information assembly of interest, a time stamp, and keyword and notification information such as SMS/WAP/GPRS/UMTS or e-mail data provided by the user, by the "transferred client data" (160) function, to the "CyberWatcher" server part (600), via the internet (400) through the "CyberWatcher" server part (600).

Applicants' claims 14, 25 and 26 in part recite:

attaching first page identification data to a first page . . . by
the server;

the first page identification data includes at least one specific transmission identifier.

Applicants respectfully submit that Jellum fails to describe or suggest the foregoing structural and/or operational relationships, set forth in claims 14, 25 and 26. More particularly, (assuming for the sake of argument --without conceding the point-- that the *unique ID and position information* of Jellum are somehow analogous to a first page identification data) Jellum expressly describes that the entering and transferring of the calculated unique ID and position information are performed by the user, and, therefore, are not (and cannot be) operations performed by the server, as set forth in the claimed invention. Anticipation under 35 U.S.C. §102 requires that "The identical invention must be shown in as complete detail as contained in the ...claim." (Citations omitted) Accordingly, it is submitted that Jellum fails to anticipate or otherwise render unpatentable claims 14, 25 and 26.

Furthermore, claims 15-20, 23, and 24 which depend on claim 14 are also patentable at least based on their dependence from claim 14 as well as based on their own merits. Therefore, Applicants respectfully request that the Examiner withdraw the Section 102 rejections.

Response to Rejections Under Section §103:

Claims 27 and 28 stand rejected under 35 U.S.C § 103(a), the Examiner arguing that these claims are unpatentable over Jellum in view of US patent No. 7,207,044 (hereinafter Laux).

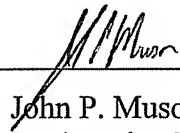
In connection with the obviousness rejection of claims 27 and 28, it is noted that Laux fails to remedy the fundamental deficiencies of Jellum noted above. Accordingly, the Jellum/Laux combination does not constitute an appropriate *prima facie* combination for rejecting the foregoing claims under 35 USC 103(a), and these rejections should also be withdrawn.

Conclusion

For the foregoing reasons, it is respectfully submitted that each of the rejections set forth in the outstanding Office Action should be withdrawn. All correspondence should continue to be directed to our below-listed address. Accordingly, Applicants respectfully request that the Examiner reconsider the rejections and timely pass the application to allowance. Please grant any extensions of time required to enter this paper. The commissioner is hereby authorized to charge any appropriate fees due in connection with this paper, including fees for additional claims and terminal disclaimer fee, or credit any overpayments to Deposit Account No. 19-2179.

Respectfully submitted,

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